

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 1/7/2020

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ERIC ROMAN, :  
: :  
Plaintiff, : :  
: :  
-against- : :  
: :  
ANDREW M. SAUL, Commissioner, :  
Social Security Administration,<sup>1</sup> :  
: :  
Defendant. : :  
: :  
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**ORDER**

19-CV-3688 (JGK) (JLC)

**JAMES L. COTT, United States Magistrate Judge.**

In accordance with the provisions of 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, a United States Magistrate Judge is available to conduct all proceedings in this case, including but not limited to any decisions on motions, any jury or nonjury trial, and/or the entry of a final judgment. An appeal from a judgment entered by a Magistrate Judge, if any, is taken directly to the United States Court of Appeals in the same manner as an appeal from any other judgment in this District.

Exercise of jurisdiction by a Magistrate Judge is permitted only if all parties voluntarily consent. To determine whether the parties wish to voluntarily consent, plaintiff is directed to transmit to defense counsel on or before **January 17, 2020** a copy of the attached consent form bearing either (1) a signature indicating consent

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<sup>1</sup> Andrew M. Saul is now the Commissioner of the Social Security Administration. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Saul is hereby substituted for former Acting Commissioner Nancy A. Berryhill as the defendant in this action.

to the Magistrate Judge conducting all proceedings in this matter or (2) a notation that plaintiff does not consent.

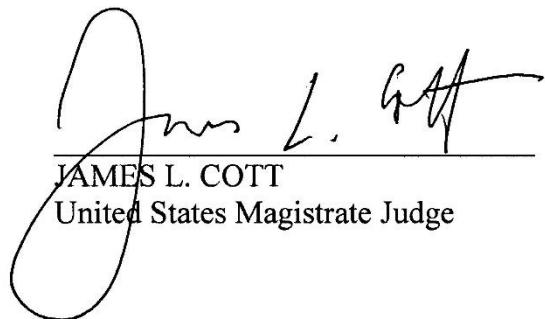
On or before **January 24, 2020**, defense counsel is directed to contact Deputy Clerk David Tam by telephone at (212) 805-0250. Defendant's counsel shall inform the Deputy Clerk whether all parties have consented to the Magistrate Judge conducting the proceedings in this matter. If any party has not consented, counsel for the defendant **shall not** inform the clerk which of the parties have not consented but shall merely state that there has not been consent by all parties.

In the event that all parties have consented, counsel shall file a letter on ECF addressed to the Court that attaches the signed form.

This Order is not intended to interfere with the parties' right to have a trial and/or any other dispositive proceedings before a United States District Judge. The parties are free to withhold their consent without adverse substantive consequences. If any party withholds consent, the identity of the parties consenting or withholding consent shall not be communicated to any Magistrate Judge or District Judge to whom the case has been assigned.

**SO ORDERED.**

Dated: January 7, 2020  
New York, New York



JAMES L. COTT  
United States Magistrate Judge